IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

ORDER
IN
S.B. Civil Second Appeal No.211/2005

Kashmir Singh S/o Foza Singh
...plaintiff-appellant
Versus
Smt. Rajrani (deceased) through L.Rs.
Satish Kumar & Others
AND Sh. Ram Prakash
...defendant-respondents

Date of Order ::: 02.11.2006

Present
Hon'ble Mr. Justice Narendra Kumar Jain

Shri Manu Bhargava, Counsel for the appellant
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By the Court:-

Heard learned counsel for the appellant.

The plaintiff-appellant filed a suit for permanent injunction in the lower court, which was dismissed and the finding of the lower court has been affirmed by the first appellate court also.

I have heard the learned counsel for the appellant and after considering his submissions in the light of the findings of both the courts below I find that the controversial issues involved in the present case are relating to question of fact and there is concurrent finding of fact by both the courts below, which cannot be interfered with by this court in

second appeal under Section 100 of the C.P.C.

No substantial question of law is involved in this second appeal and the same is accordingly dismissed in limine.

(Narendra Kumar Jain) J.

//Jaiman//